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October 16, 2017

VIA, ELECTRONIC FILING

The Honorable Jocelyn Boyd
Chief Clerk and Administrator
The Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

Re: ● Docket #: 2017-____-E
● **Motions**

Dear Ms. Boyd:

Enclosed for filing, please find the Docket Cover Sheet and the Motions to Consolidate Dockets and to Maintain Status Quo. Please notify the undersigned if you there is anything else you may need.

Respectfully Submitted,

/S/_____
Richard L. Whitt

RLW/cas

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2017-__-E**

IN RE:)
Whitetail Solar, LLC; Rhubarb One LLC;)
Cotton Solar, LLC; and Shorthorn Holdings,)
LLC,)
Complainants,)
v.)
Duke Energy Carolinas, LLC and)
Duke Energy Progress, LLC,)
Defendants.)

MOTIONS

1. To Consolidate Dockets; and
2. To Maintain Status Quo, as of October 16, 2017.

INTRODUCTION

The above-referenced Complainants, hereby move the Public Service Commission of South Carolina ("Commission"), (i) to Consolidate this Docket with Docket 2017-281-E, now pending before this Commission and (ii) to maintain the status quo, between the Complainants and the Defendant, Duke Energy Progress, LLC, (hereinafter as, "Duke"), as of October 16, 2017.

MOTION TO CONSOLIDATE

The above-referenced Complainants, hereby move the Commission to consolidate this Docket with Docket 2017-281-E, currently pending before this Commission. The ground for this Motion is that this Complaint Docket and Docket 2017-281-E, have identical issues, except for references to the identity to the Complainants and the corporate parent. Also, the Defendants are identical in this Docket and Docket 2017-281-E. Movants specifically request that the filing deadlines in Docket 2017-281-E, be conformed in such a manner to minimize inconvenience to the parties and this Commission in Docket 2017-281-E.

MOTION TO MAINTAIN STATUS QUO

Movants move this Commission to maintain the status quo, between the Complainants and the Duke, as of October 16, 2017. The Complainants in this Docket, have several Contract deadlines with Duke, that will expire on, and after, this date, until Complainants' Complaint is finally decided by this Commission and Complainants need to preserve their Contract rights and their queue positions, as of October 16, 2017. The ground for this Motion is that Complainants allege in this Complaint Docket, that the Defendants are acting in bad-faith in declaring an arbitrary Power Purchase Agreement, ("PPA"), term of only five years, which makes solar projects in Duke's territories, unfinanceable. It would be unfair for Complainants to lose Contract rights or queue position, because of Duke's improper limitation on PPA terms and because Complainants argue that Duke's queue is not in compliance with guidelines and Duke's use of PPAs with only a five year term, is designed to help Duke reduce or purge its queue.

WHEREFORE, the Complainants, based on the foregoing and the judicial economy of this Commission, move (i) to consolidate this Docket and Docket 2017-281-E, and the conforming of filing dates and (ii) to maintain the status quo, between the Complainants and Duke, as of October 16, 2017. The above-referenced Complainants respectfully request that the relief sought in this Motion be granted.

This 16th day of October, 2017.

[Signature Page Follows]

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Respectfully Submitted,

/S/

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October 16, 2017
Columbia, South Carolina